

TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
AYL-2-CONT-2

In Re Application Of: **LAURENCE J. AYLING**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/782, 016	02/19/2004	F. TSAY		3672	

Title: **DRILLING METHOD**
COMMISSIONER FOR PATENTS:

Transmitted herewith is:

A RESPONSE TO THE NOTICE OF NON-COMPLIANCE DATED 31 AUGUST 2005; A COPY OF THE NOTICE BEING INCLUDED.

THE REVISED AMENDMENT, IN COMPLIANCE WITH THE NOTICE IS IN RESPONSE TO THE OFFICE ACTION OF 04/20/2005 AND IS SO CAPTIONED.

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **50-0765** as described below.
- ☐ Charge the amount of _____
- ☐ Credit any overpayment.
- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

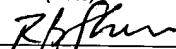
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

Dated: **31 OCTOBER 2005**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

31 Oct 05
(Date)



Signature of Person Mailing Correspondence

R.B. SHERER

Typed or Printed Name of Person Mailing Correspondence

CC:

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) (Large Entity)					Docket No. AYL-2-CONT-2	
In Re Application Of: LAURENCE J. AYLING						
Application No. 10/782,016	Filing Date 02/19/2004	Examiner F. TSAY	Customer No.	Group Art Unit 3672	Confirmation No.	
Invention: DRILLING METHOD						
<u>COMMISSIONER FOR PATENTS:</u> This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of <u>08/31/2005</u> above-identified application. <div style="text-align: center; font-size: small;">Date</div> The requested extension is as follows (check time period desired): <div style="display: flex; justify-content: space-between; align-items: flex-start; margin-top: 10px;"> <div style="text-align: center;"> <input checked="" type="checkbox"/> One month <input type="checkbox"/> Two months <input type="checkbox"/> Three months <input type="checkbox"/> Four months <input type="checkbox"/> Five months </div> </div> <div style="display: flex; justify-content: space-between; align-items: flex-start; margin-top: 10px;"> <div style="text-align: center;"> from: <u>31 SEPTEMBER 2005</u> <div style="text-align: center; font-size: x-small;">Date</div> </div> <div style="text-align: center;"> until: <u>31 OCTOBER 2005</u> <div style="text-align: center; font-size: x-small;">Date</div> </div> </div> The fee for the extension of time is \$120 and is to be paid as follows: <input type="checkbox"/> A check in the amount of the fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-0765 <input type="checkbox"/> If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 50-0765 <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
<div style="text-align: center;"> <hr style="width: 100%; border: 0; border-top: 1px solid black;"/> <div style="text-align: center; font-size: small;">Signature</div> </div>			Dated: 31 OCTOBER 2005			
CC:			<div style="border: 1px solid black; padding: 5px;"> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>31 Oct. 05</u> <div style="text-align: center; font-size: x-small;">(Date)</div> <div style="text-align: center;"> <hr style="width: 100%; border: 0; border-top: 1px solid black;"/> <div style="text-align: center; font-size: x-small;">Signature of Person Mailing Correspondence</div> </div> <div style="text-align: center; font-weight: bold; margin-top: 5px;">R.B. SHERER</div> <div style="text-align: center; font-size: x-small; margin-top: 5px;">Typed or Printed Name of Person Mailing Correspondence</div> </div>			

Application No.
10/782,016

Filing Date
02/19/2004

Examiner
F. TSAY

Group Art Unit
3672

Applicant
Laurence J. Ayling


Title
Drilling Method

Docket No.
AYL-2-CONT-2

AMENDMENT

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451, on *31 Oct. 05*

R. B. Sherer



TO THE COMMISSIONER FOR PATENTS

The following is in response to the Office Action dated 04/20/2005.

Please add the following new Claims 28 - 40.



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

Notice of Non-Compliant Amendment (37 CFR 1.121) /MO. = 31 SEPT. 05

The amendment document filed on 8/10/05 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____
- ☐ 3. Amendments to the drawings: _____
- ☒ 4. Amendments to the claims:
- ☒ A. A complete listing of all of the claims is not present. - *known?*
 - ☒ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☒ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New) and (Not entered).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☒ E. Other: *Please clarify the status of claims 1-5. These claims appear to have been cancelled in the amendment of 1-9-05.*

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opa/preognotice/officeflyer.pdf>.

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION** (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

P. W. Waddington
Legal Instruments Examiner (LIE)

571-272-6631
Telephone No.